

NEW MEXICO ENVIRONMENTAL IMPROVEMENT BOARD
NOTICE OF RULEMAKING HEARING

The New Mexico Environmental Improvement Board ("Board") will hold a public hearing on October 2, 2007 at 9:00 a.m. at the New Mexico State Capitol Building, Room 317, 490 Old Santa Fe Trail, Santa Fe, NM 87501, for the purpose of hearing the matter in EIB No. 07-06(R), the New Mexico Environment Department's ("NMED") proposal to adopt a new regulation, 20.2.87 NMAC (Greenhouse Gas Emissions Reporting), and make related revisions to 20.2.2 NMAC (Definitions) and 20.2.73 NMAC (Notice of Intent and Emission Inventory Requirements). These regulations are part of a broader state effort to address emissions of greenhouse gases. The proposed revisions to 20.2.73 NMAC authorize NMED to expand the existing criteria air pollutant reporting requirement to include greenhouse gases. The proposed regulation, 20.2.87 NMAC, requires specific greenhouse gas reporting for three industrial sectors - power plants, refineries and cement manufacturing plants. The proposed revisions to 20.2.2 NMAC add definitions applicable to both 20.2.73 and 20.2.87 NMAC.

The proposed regulations may be reviewed during regular business hours at the NMED Air Quality Bureau office, 2044 Galisteo, Santa Fe, New Mexico, on NMED's web site at www.nmenv.state.nm.us, or by contacting Brad Musick at (505) 955-8019 or brad.musick@state.nm.us.

The hearing will be conducted in accordance with 20.1.1 NMAC (Rulemaking Procedures – Environmental Improvement Board), the Environmental Improvement Act, Section 74-1-9, NMSA 1978, the Air Quality Control Act Section, 74-2-6, NMSA 1978, and other applicable procedures.

All interested persons will be given reasonable opportunity at the hearing to submit relevant evidence, data, views and arguments, orally or in writing, to introduce exhibits, and to examine witnesses.

Persons wishing to present technical testimony must file a written notice of intent including the following:

- (1) identify the person for whom the witness(es) will testify;
- (2) identify each technical witness that the person intends to present and state the qualifications of the witness, including a description of their education and work background;
- (3) summarize or include a copy of the direct testimony of each technical witness and state the anticipated duration of the testimony of that witness;
- (4) list and describe, or attach, each exhibit anticipated to be offered by that person at the hearing; and
- (5) attach the text of any recommended modifications to the proposed new and revised regulations.

Notices of intent should reference the docket number, EIB No. 07-06(R) and the date of the hearing, and must be received in the Board's Office at the following address no later than 5:00 pm on September 18, 2007:

Joyce Medina, Board Administrator
Office of the Environmental Improvement Board
Harold Runnels Building
1190 St. Francis Dr., Room N-2150 / 2153
Santa Fe, NM 87502
Phone: (505) 827-2425, Fax (505) 827-2836

Persons, including members of the public, wishing to present non-technical testimony may do so without prior notification. Any such person also may offer exhibits in support of his testimony. Alternatively, any such person may submit a written statement for the record prior to or at the hearing.

Persons having a disability and needing help in being a part of this hearing process should contact Judy Bentley by September 18, 2007 at the NMED, Personnel Services Bureau, P.O. Box 26110, 1190 St. Francis Drive, Santa Fe, New Mexico, 87502, telephone 505-827-9872. TDY users may access her number via the New Mexico Relay Network at 1-800-659-8331.

The Board may make a decision on the proposed regulations at the conclusion of the hearing or may convene another meeting for that purpose.